IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO : 24997 of 2004

Between:

S. Syama Sundar Rao S/o S. Yellamanda, Physical Director,
APTWR School (PTG-B), Somasila, Nellore District

..... PETITIONER

AND

1. The Secretary, A.P. Residential Educational Institutions Society,

III Floor, Gagan Vihar, M.J. Road, Hyderabad.

2. The Secretary, A.P. Tribal Welfare Residential Educational

Institutions Society, Masab Tank, Hyderabad

3. The Principal, A.P. Residential School, (BC) Boys, Hill Colony,

Nagarjuna Sagar, Nalgonda District.

4. The Principal, A.P.T.W.R. School, (PTG-B), Somasila,

Nellore District

…..RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order, or Direction, more particularly one in the nature of *Writ of Mandamus* declaring the action of the 1st respondent in not releasing the salary and the allowances during the period from 16-3-2004 to 9-11-2004 treating the said period as on duty, pursuant to the representation dt 15-12-2004 as illegal, arbitrary, and against the Principles of natural justice and violative of Article 14 and

21 of the Constitution of India.

Counsel for the Petitioner: MR.MANDA ADAM

Counsel for the Respondents: MR.VIJAYA BHASKAR MOOLA

The Court made the following:

ORDER:

For not considering the representation of the petitioner dated 15.12.2004, the present writ petition is filed.

2. The grievance of the petitioner is that the first respondent is not releasing his salary and other allowances during the period from 16.3.2004 to 09.11.2004 treating the said period as on duty.

3. Appropriate decision has to be taken by the first respondent in view of the representation of the petitioner dated 15.12.2004. Whether the petitioner is entitled for salary? Whether the petitioner worked during the period from 16.3.2004 to 09.11.2004 are required to be gone into as per the rules and regulations and as per the records available with the first respondent.

4. Therefore, the writ petition is disposed of directing the first respondent to take appropriate decision and pass an order on the representation of the petitioner dated 15.12.2004 within a period of eight weeks from the date of receipt of a copy of this order. No costs.

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K.C.BHANU,J.

Date: 31st December 2004.

BSB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, A.P. Residential Educational Institutions Society,

III Floor, Gagan Vihar, M.J. Road, Hyderabad.
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